

AMENDED

Serial No. 25592

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. ~~MAY 6 1970~~ NEW PRIORITY DATE: MAR 13 1990

Returned to applicant for correction. NOV 9 1970

Corrected application filed JAN 4 1971 Map filed FEB 10 1971

The applicant N. B. Ranches, Inc.

ASSIGNED

of P. O. Box 117, Oroville, County of

State of Nevada 89425

, hereby makes application for permission to change the

Point of Diversion and Place of Use

of water heretofore appropriated under Proof No. Q652B Little Humboldt River

Decree Page 43

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Cottonwood Creek  
(Name of stream, lake or other source.)
2. The amount of water to be changed 2.39 C.F.S. 860.76 Acre Feet  
(Second feet, acre feet.)
3. The water to be used for Irrigation and Domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for Irrigation and Domestic  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point. Bears S. 67°25' E. a distance of 935'  
from the sec. corner of Sec. 30 & 19, T. 41N., R. 40E., and Sec. 24.  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
and 25 T. 41N., R. 39E. MDB&M NW¼ NW¼ of Sec. 30, T. 41N., R. 40E.  
MDB&M
6. The existing point of diversion is located within SE¼ SE¼ Sec. 4, T. 39N., R. 39E.  
MDB&M.

(If point of diversion is not changed, do not answer.)

7. Proposed place of use See Exhibit B  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use See Exhibit A  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from April 1 to Sept. 27 (180 days) of each year.  
(Month) (Month)
10. Use has been from April 1 to Sept. 27 of each year.  
(Month) (Month)

11. Description of proposed works.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works Over \$100.00

13. Estimated time required to construct works One Year

14. Remarks See indenture Between Dwight G. Vedder and Dwight G. Vedder Co. a limited co-partnership and Frank McCleary Cattle Co. filed in the State Engineers Office March 18, 1964

Compared in/jw pr/bc Applicant N. B. Ranches, Inc.

Protested 5/4/71 by Alvin E. Miller, Et Al.

Withdrawn 7/20/76 By S/J. R. Caldwell

260 Minor Street

Winnemucca, Nevada 89445

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the

following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of Cottonwood Creek as heretofore appropriated under Proof 0652B as appears in the Little Humboldt River Decree No. 3157 entered May 9, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.39 cubic feet per second, and not to exceed the acre feet per irrigation season as designated by the decree.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before December 20, 1985

Proof of completion of work shall be filed before January 20, 1986

Application of water to beneficial use shall be made on or before December 20, 1988

Proof of the application of water to beneficial use shall be filed on or before January 20, 1989

Map in support of proof of beneficial use shall be filed on or before January 20, 1989

Commencement of work filed

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No.

Issued

Recorded

Bk

Page

IN TESTIMONY WHEREOF, I PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of December

A.D. 1984

State Engineer

CANCELLED SEP 17 1991 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

CANCELLED FEB 28 1990 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

RECORDED 2/28/90 P.E. STATE ENGINEER

Exhibit H

Source - Cottonwood Creek

Ditch - Holloway

Point of Diversion -  $SE\frac{1}{4}SE\frac{1}{4}$  Sec. 4 T. 39 N. R. 39 E.

Year of Capture (Peris)

Description

Priority	Class A	Class B	Class C	Subdivision	Sec.	T. N.	R. E.
1886	40.00			NW $\frac{1}{4}$ NE $\frac{1}{4}$	10	39	39
1886	40.00			SW $\frac{1}{4}$ NE $\frac{1}{4}$	10	39	39
1886	36.00			NW $\frac{1}{4}$ SE $\frac{1}{4}$	10	39	39
1886	18.00			SW $\frac{1}{4}$ SE $\frac{1}{4}$	10	39	39
1886	40.00			NE $\frac{1}{4}$ NW $\frac{1}{4}$	10	39	39
1886	30.90			NW $\frac{1}{4}$ NW $\frac{1}{4}$	10	39	39
1886	2.10			SW $\frac{1}{4}$ NW $\frac{1}{4}$	10	39	39
1886	29.90			SE $\frac{1}{4}$ NW $\frac{1}{4}$	10	39	39
1886	2.20			NE $\frac{1}{4}$ SW $\frac{1}{4}$	10	39	39
Total	239.10						

Water from Martin Creek is used in conjunct with water from Cottonwood Creek on the above-described lands

See Proof # 0625<sup>52</sup> B Little Humboldt River Decree Page 43.

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